

STATE OF DELAWARE
DEPARTMENT OF FINANCE
DIVISION OF REVENUE
601 DELAWARE AVENUE
WILMINGTON, DELAWARE 19899

TAX NEWSGRAM 72-3

January 17, 1972

PERSONAL INCOME TAX

- Makes certain technical revisions of the new Personal Income Tax Law of 1970


House Bill 419 as amended, First Session, 126th General Assembly and approved by Governor Peterson on July 10, 1971 amended Section 1126, 1142, 1151 (a), 1151 (c), 1152, 1161 and 1199 of Title 30 Delaware Code.

The bill corrects Section 1126 to limit the personal exemptions as well as itemized deductions of nonresidents as being limited or prorated to the percentage of adjusted gross income earned in Delaware to total adjusted gross income.

The bill makes it clear in Section 1151 and 1152 that "other remuneration" as well as salaries and wages are subject to withholding. This makes State of Delaware withholding on the same basis as Federal Internal Revenue Service. An example of this would be certain "moving expenses" paid by the employer.

The requirements for filing a Delaware Tax return is clarified. The bill makes it clear that even though a taxable may not be required to file a Federal return due to the low income allowance and/or higher Federal personal exemption, he must file a State return if he is single and has income of more than \$600, or married and the combined income with spouse is more than \$1,200. If the individual is blind or if over 65 years of age as of the last day of their taxable year, the amount required as income before filing a return is increased by \$600 more on each category.

The bill also makes it clear that the Division of Revenue will not pay interest on a refund until 90 days after a claim for refund or amended return has been filed.


J. H. Kennedy
Director of Revenue

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